

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

FISHER-PRICE, INC.,	)	
	)	
Plaintiff,	)	Civil Action No. 01-051-GMS
	)	
v.	)	
	)	
SAFETY 1st, INC., DOREL JUVENILE	)	
GROUP, INC., and DOREL DESIGN AND	)	
DEVELOPMENT, LLC,	)	
	)	
	)	
Defendants.	)	
	)	

**DECLARATION OF PEPIN A. TUMA SUPPLEMENTING  
DOCUMENTATION OF PLAINTIFF'S BILL OF COSTS AT REQUEST OF  
DEFENDANTS IN THEIR OBJECTION THERETO**

1. I am associated with the law firm of Milbank, Tweed, Hadley & McCloy LLP ("Milbank"), resident in the Washington, D.C. office, representing Plaintiff Fisher-Price, Inc. ("Plaintiff" or "Fisher-Price"), and am a member of the Bars of the District of Columbia and the Commonwealth of Virginia.

2. Although Plaintiff believes its bill of costs contained sufficient documentation as filed, I submit this declaration to clarify and supplement the documentation submitted in Plaintiff's bill of costs of June 16, 2008 (D.I. 560) at the request of Defendants, who sought supplemental documentation in their Objection to Plaintiff's bill of costs of June 23, 2008 (D.I. 561).

3. Defendants asked "that these [deposition] cost [sic] be rejected until Fisher-Price submits invoices that separate the permissible charges from those that would not be

allowed.” Exhibits 1-14 are itemized, fully detailed invoices for recoverable deposition costs, organized by job date.

4. Exhibit 1 details costs totaling \$960.58 related to the October 4, 2001 depositions of John Rhein and Mark Weppner, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

5. Exhibit 2 details costs totaling \$1,448.70 related to the November 27, 2001 depositions of Lois DiMartinis and Jorge Tomas, recoverable under D. Del. L.R. 54.1(3).

6. Exhibit 3 details costs totaling \$407.20 related to the February 8, 2002 depositions of Angela and Scott Ziegler, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

7. Exhibit 4 details costs totaling \$1,060.56 related to the February 13, 2002 depositions of John Canna, Bryan Brown, and Bruce Armstrong, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

8. Exhibit 5 details costs totaling \$755.40 related to the February 13, 2002 deposition of Jason Macari, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

9. Exhibit 6 details costs totaling \$325.70 related to the February 13, 2002 deposition of Steven Gibree, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

10. Exhibit 7 details costs totaling \$427.30 related to the February 27, 2002 deposition of Brian Sundberg, recoverable under D. Del. L.R. 54.1(3).

11. Exhibit 8 details costs totaling \$334.90 related to the February 28, 2002 deposition of Allan Ferraro, Sr., recoverable under D. Del. L.R. 54.1(3).

12. Exhibit 9 details costs totaling \$899.46 related to the March 27, 2002 deposition of George Greenfield, recoverable under D. Del. L.R. 54.1(3).

13. Exhibit 10 details costs totaling \$522.34 related to the April 30, 2002 depositions of John Rhein and Julia Wilkins Favorito, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

14. Exhibit 11 details costs totaling \$1,813.09 related to the May 7, 2002 deposition of Creighton Hoffman, recoverable under D. Del. L.R. 54.1(3).

15. Exhibit 12 details costs totaling \$544.57 related to the January 16, 2003, deposition of Creighton Hoffman, recoverable under D. Del. L.R. 54.1(3).

16. Exhibit 13 details costs totaling \$1,558.07 related to the September 14, 2006 deposition of Joseph Mabardy, read into the record at trial and recoverable under D. Del. L.R. 54.1(3) and (5).

17. Exhibit 14 details costs totaling \$416.00 related to the October 13, 2006 deposition of Mark Weppner, recoverable under D. Del. L.R. 54.1(3).

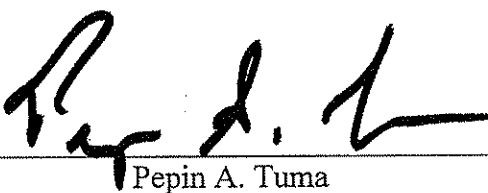
18. The total recoverable fees for court reporter and transcript/document costs pursuant to D. Del. L.R. 54.1(3) and (5) are \$11,473.87

19. In addition, Exhibits 15-19 are attached and are detailed invoices evidencing the true and correct costs for patent file wrappers and prior art patents totaling \$2,398.18.

20. As detailed in Plaintiff's bill of costs (D.I. 560), other recoverable costs include: fees for service of summons and subpoena totaling \$502.80 and fees for

witnesses totaling \$760.00. The total recoverable amount for all costs after itemization of reporter and transcript fees now totals \$15,134.85.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 3<sup>rd</sup> day of July, 2008 at Washington, D.C.

  
Pepin A. Tuma

# EXHIBIT 1

**Jack W. Hunt & Associates, Inc.**1420 Liberty Building  
Buffalo, NY 14202

Job #: 011004LKB

Job Date: 10/04/2001

Order Date: 10/04/2001

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client: Fisher-Price, Inc.

**Invoice**

Invoice #: 154153

Inv. Date: 10/23/2001

Balance: \$960.58

Phone: (716) 853-5600 Fax: (716) 855-1028

**Bill To:**Michael D. Nolan, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006**Action: Fisher-Price, Inc.**

VS

Safety 1st, Inc.

Action #: 01-051

Rep: LKB

Cert: 000882-1

Item	Proceeding/Witness	Description	Units	Quantity	
1	John Rhein	Your Cost For One Copy - Traveling	Pages	138.00	
2	John Rhein	LiveNote	Pages	138.00	
3	John Rhein	Extra Copy	Pages	138.00	
4	John Rhein	3.5 " ASCII Diskette	Disk	1.00	
5	John Rhein	LiveNote Internet Connection	Flat	1.00	
6	Mark Weppner	Your Cost For One Copy - Traveling	Pages	58.00	
7	Mark Weppner	LiveNote	Pages	58.00	
8	Mark Weppner	Extra Copy	Pages	58.00	
9	Mark Weppner	3.5 " ASCII Diskette	Disk	1.00	
10		Exhibit Photocopy	Copy	224.00	
11		Bind	Book	1.00	
12		Shipping & Handling	Package	1.00	
<b>Comments:</b> This invoice replaces invoice # 154145  Invoices Past 30 Days are Subject to 1.5% Finance Charge					Sub Total \$960.58 Shipping \$0.00 Tax \$0.00 <b>Total Invoice \$960.58</b> Payment \$0.00 <b>Balance Due \$960.58</b>
Federal Tax I.D.: 16-1058272			Terms: Net 30 Days @ 1.5%		

Please KEEP THIS PART for YOUR RECORDS.

Please FOLD then TEAR HERE and RETURN THIS PART with PAYMENT.

**Bill To:**Michael D. Nolan, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006**Deliver To:**Michael D. Nolan, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006**Invoice**

Invoice #: 154153

Inv. Date: 10/23/2001

Balance: \$960.58

Job #: 011004LKB

Job Date: 10/04/2001

DB Ref. #:

Date of Loss: / /

Your File #:

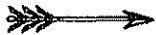
Your Client: Fisher-Price, Inc.

Phone: (716) 853-5600

Fax: (716) 855-1028

Jack W. Hunt & Associates, Inc.  
1420 Liberty Building  
Buffalo, NY 14202

# EXHIBIT 2



WWW.LEGALINK.COM

LEGALINK d/b/a  
**JONES, FRITZ & SHEEHAN**  
 210 South Street, 11th Floor  
 Boston, MA 02111  
 617-542-0039  
 617-542-2119 fax

Job #: 011127MMS

Job Date: 11/27/2001

Order Date: 11/27/2001

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client:

# Rebill

Rebill Date: 01/31/2002

Invoice #: 45618

Inv. Date: 12/11/2001

Balance: \$1,448.70

**Bill To:**

William D. Wallace, Esq.  
 Milbank Tweed Hadley & McCloy  
 International Square Building  
 1825 Eye Street, N.W.  
 Suite 1100  
 Washington, DC 20006

Action: Fisher-Price

VS

Safety 1st, Inc.

Action #:

Rep: MMS

Cert:

Item	Proceeding/Witness	Description	Units	Quantity	Price	Amount
1	Lois DiMartinis	Original & 1 cc	Pages	107.00	\$3.85	\$411.95
2	Lois DiMartinis	Attendance Charge	Session	1.00	\$125.00	\$125.00
3	Lois DiMartinis	Livenote	Pages	107.00	\$1.35	\$144.45
4	Lois DiMartinis	Complimentary Min-U-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
5	Jorge Tomas	Original & 1 cc	Pages	139.00	\$3.85	\$535.15
6	Jorge Tomas	Livenote	Pages	139.00	\$1.35	\$187.65
7	Jorge Tomas	Complimentary Min-U-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
8		UPS-Next Day Delivery/Handling	Pkg	1.00	\$44.50	\$44.50
<b>Comments:</b> Original exhibits enclosed,  Your payment would be appreciated						Sub Total \$1,448.70 Tax \$0.00 <b>Total Invoice \$1,448.70</b> Finance Charge \$0.00 Payment \$0.00 <b>Balance Due \$1,448.70</b>
Federal Tax I.D.: 04-3302306		Terms: Net 30 days. 1.5% on unpaid balance.				

Please KEEP THIS PART for YOUR RECORDS.



# EXHIBIT 3



ESQUIRE DEPOSITION SERVICES - SAN DIEGO  
A HOBART WEST COMPANY  
Tax ID # 22-3779684  
402 WEST BROADWAY, SUITE 700  
SAN DIEGO, CA 92101  
(619) 233-0633 (619) 544-9901

23751

HOSTJ01

To: MILBANK, TWEED, HADLEY & MCCLOY  
1825 EYE STREET, N.W.  
WASHINGTON, DC 20006

INVOICE NUMBER	DATE
22001ESD	02/27/02

04/09/02

ATTN : MICHAEL H. JACOBS

Due upon receipt.

AMOUNT DUE ENCL

YOUR REFERENCE NUMBER:

CAPTION: FISHER PRICE VS. SAFETY FIRST

SERVICES PROVIDED ON 02/08/02:

ANGELA ZIEGLER

1- 63 63 PGS @ \$2.25

141.75 1CC

SCOTT ZIEGLER

1- 42 42 PGS @ \$2.25

94.50 1CC

INTERACTIVE REALTIME

80 @ \$1.00

80.00

EXHIBITS

97 @ \$0.35

33.95

EXHIBITS - COLOR LASER PRINT

5 @ \$1.25

6.25

ASCII &amp; CONDENSED

2 @ \$10.00

20.00

SHIPPING

30.75

PROCESSING FEE

15.00

BALANCE DUE

(We accept VISA, MasterCard &amp; American Express cards) TOTAL

422.20

Thank You!

Collection questions  
contact us at  
(619) 233-0633

\*\*\* VISA, MASTERCARD &amp; AMERICAN EXPRESS ACCEPTED \*\*\*

Fax (619) 544-9901

Please detach and send with payment

Remit To:

ESQUIRE DEPOSITION SERVICES  
2100 NORTH BROADWAY  
SUITE 210  
SANTA ANA, CA 92706  
Tax ID # 22-3779684

JOB: 23751 TOT: \$422.20

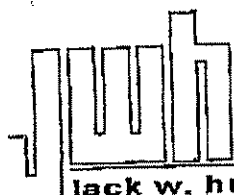
INVOICE #: 22001ESD

DATE: 04/09/02

MILBANK, TWEED, HADLEY & MCCLOY  
Attn: MICHAEL H. JACOBS  
1825 EYE STREET, N.W.  
WASHINGTON, DC 20006

ESQUIRE  
DEPOSITION SERVICES  
A Record Of Excellence

# EXHIBIT 4



1420 Liberty Building  
Buffalo, New York 14202  
Phone (716) 853-5500  
Fax (716) 855-1028  
Toll Free (800) 4JW-HUNT

**Jack w. hunt & associates, inc.**

Job #: 020213JMM

Job Date: 02/13/2002

Order Date: 02/13/2002

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client: Fisher-Price, Inc.

# Invoice

Invoice #: 156612

Inv. Date: 02/20/2002

Balance: \$0.00

**Bill To:**

Michael H. Jacobs, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Action: Fisher-Price, Inc.

VS

Safety 1st, Inc.

Action #: 01-051

Rep: JMM

Cert:

Item	Preceding Witness	Description	Units	Quantity	Price	Disc. Amt	Amount
1	John Canna	Your Cost For One Copy	Pages	116	\$2.08	\$0.00	\$241.28
2	John Canna	Expedited (6-Day Delivery)	Pages	116	\$1.70	\$0.00	\$197.20
3	John Canna	Rough ASCII Diskette	Pages	116	\$1.25	\$0.00	\$145.00
4	Bryan M. Brown	Your Cost For One Copy	Pages	66	\$2.08	\$0.00	\$137.28
5	Bryan M. Brown	Expedited (6-Day Delivery)	Pages	66	\$1.70	\$0.00	\$112.20
6	Bryan M. Brown	Rough ASCII Diskette	Pages	66	\$1.25	\$0.00	\$82.50
7	Bruce Armstrong	Your Cost For One Copy	Pages	22	\$2.08	\$0.00	\$45.76
8	Bruce Armstrong	Expedited (6-Day Delivery)	Pages	22	\$1.70	\$0.00	\$37.40
9	Bruce Armstrong	Rough ASCII Diskette	Pages	22	\$1.25	\$0.00	\$27.50
10		Exhibit Photocopy	Copy	216.00	\$0.09	\$0.00	\$19.44
11		Shipping & Handling	Package	1.00	\$15.00	\$0.00	\$15.00
<b>Comments:</b>							<b>Sub Total</b> \$1,060.56
Remember JWH for your Photocopying and Videotaping Needs							<b>Shipping</b> \$0.00
							<b>Tax</b> \$0.00
							<b>Total Invoice</b> \$1,060.56
							<b>Payment</b> \$1,060.56
Federal Tax I.D.: 16-1058272							<b>Balance Due</b> \$0.00
Terms: Net 30 Days @ 1.5%							

Please KEEP THIS PART FOR YOUR RECORDS.

Please FOLD then TEAR HERE and RETURN THIS PART with PAYMENT.

**Bill To:**

Michael H. Jacobs, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

# Invoice

**Deliver To:**

Michael H. Jacobs, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Invoice #: 156612

Inv. Date: 02/20/2002

Balance: \$0.00

Job #: 020213JMM

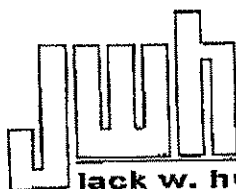
Job Date: 02/13/2002

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client: Fisher-Price, Inc.



1420 Liberty Building  
Buffalo, New York 14202  
Phone (716) 853-5500  
Fax (716) 855-1028  
Toll Free (800) 4JW-HUNT

**Jack w. hunt & associates, inc.**

# EXHIBIT 5

04/23/2002 TUE 15:46 FAX 401 946 9228 Allied Court Reporters

002/003



401-946-5500  
1-888-44DEPOS (443-3767)  
TDD: 401-944-0577  
FAX: 401-946-9228  
ACR115@AOL.COM  
www.alliedcourtreporters.com

TIN-05-0481673

Statement Date

2/22/2002

Invoice No.

18 831

115 Phenix Avenue, Cranston, Rhode Island 02920

## Billed To:

ROBERT BUSBY, ESQ.  
MILBANK, TWEED, HADLEY & MCCLOY  
1825 EYE STREET, N.W.  
WASHINGTON, DC 20006

## Shipped To:

ROBERT BUSBY, ESQ.  
MILBANK, TWEED, HADLEY & MCCLOY  
1825 EYE STREET, N.W.  
WASHINGTON, DC 20006

Caption: FISHER-PRICE, INC. VS SAFETY 1ST, INC.  
Deposition Date: 2/13/2002  
Deposed: JASON MACARI

Description	Qty	Unit Charge	Charge
APPEARANCE FEE: (OVER 5 HOURS) 9:30-3:50PM	1	75.00	75.00
CERTIFIED ORIGINAL & 1+MINI OF TRANS	162	3.50	567.00
ASCII & E-TRAN SUPPLIE ON DISK & E-MAIL	1	15.00	15.00
TOTAL PAGES OF EXHIBITS	242	0.20	48.40
CONFERENCE ROOM USAGE	1	50.00	50.00
All Transcripts sealed and marked confidential.			

TOTAL: 755.40

Thank you for your business.

Your reporter was:  
Jane Poore

To insure proper credit, please enclose the  
remittance page of this invoice with  
payment.

TOTAL BALANCE 755.40  
DUE:

TERMS: NET 30 DAYS

OVERDUE ACCOUNTS SUBJECT TO A CHARGE OF 1-1/2% PER  
MONTH WHICH IS AN ANNUAL PERCENTAGE RATE OF 18%  
APPLIED TO ANY BALANCE REMAINING AFTER 30 DAYS.

# EXHIBIT 6

04/23/2002 TUE 15:46 FAX 401 946 8228 Allied Court Reporters

003/003



401-946-3500  
1-888-44DEPOS (443-3767)  
TDD: 401-944-0877  
FAX: 401-946-8228  
ACR115@AOL.COM  
www.alliedcourtreporters.com

TIN-05-0481673

Statement Date

2/22/2002

Invoice No.

18 833

115 Phenix Avenue, Cranston, Rhode Island 02920

## Billed To:

ROBERT BUSBY, ESQ.  
MILBANK, TWEED, HADLEY & MCCLOY  
1825 EYE STREET, N.W.

WASHINGTON, DC 20006

## Shipped To:

ROBERT BUSBY, ESQ.  
MILBANK, TWEED, HADLEY & MCCLOY  
1825 EYE STREET, N.W.

WASHINGTON, DC 20006

Caption: FISHER-PRICE, INC. VS SAFETY 1ST, INC.

Deposition Date: 2/14/2002

Deposed: STEVEN GIBREE

Description	Qty	Unit Charge	Charges
APPEARANCE FEE: (UNDER 5 HOURS)	1	50.00	50.00
CERTIFIED ORIGINAL & 1+MINI OF TRANS	53	3.50	186.50
ASCII & E-TRANS SUPPLIED ON DISK & E-MAIL	1	15.00	15.00
TOTAL PAGES OF EXHIBITS	101	0.20	20.20
CONFERENCE ROOM USAGE	1	25.00	25.00
FEDERAL EXPRESS SERVICE 2 DAY AIR	1	30.00	30.00
All Transcripts sealed and marked confidential.			

TOTAL: 325.70

Thank you for your business.

Your reporter was:

Jane Poore

To insure proper credit, please enclose the  
remittance page of this invoice with  
payment.

TOTAL BALANCE  
DUE:

325.70

TERMS: NET 30 DAYS

OVERDUE ACCOUNTS SUBJECT TO A CHARGE OF 1-1/2% PER  
MONTH WHICH IS AN ANNUAL PERCENTAGE RATE OF 18%  
APPLIED TO ANY BALANCE REMAINING AFTER 30 DAYS.



# EXHIBIT 7

LEGALINK d/b/a  
JONES, FRITZ & SHEEHAN  
210 South Street, 11th Floor  
Boston, MA 02111  
617-542-0030  
617-542-2119 fax

WWW.LEGALINK.COM

Job Date: 02/27/2002  
Order Date: 02/27/2002  
DB Ref #: 11  
Date of Loss: 11  
Your File #: 11  
Your Client:

**Rebill**

Rebill Date: 03/01/2002  
Invoice #: 48096  
Inv. Date: 03/07/2002  
Balance: \$427.30

<b>Bill To:</b> Robert W. Busby, Esq. Milbank Tweed Hadley & McCloy International Square Building 1825 Eye Street, N.W. Suite 1100 Washington, DC 20006		<b>Action:</b> Fisher-Price VS Safety 1st, Inc. <b>Action #:</b> <b>Rep:</b> DLR <b>Cert:</b>	
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Item	Proceeding/Witness	Description	Units	Quantity	Price	Amount
1	Brian C. Sundberg	Original & 1 cc	Pages	88.00	\$3.65	\$338.80
2	Brian C. Sundberg	1/2 Day Attendance	Session	1.00	\$75.00	\$75.00
3	Brian C. Sundberg	Complimentary Min-L-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
4		UPS-Two day	Pkg	1.00	\$13.50	\$13.50

<b>Comments:</b>  Your payment would be appreciated	Sub Total	\$427.30
	Tax	\$0.00
	<b>Total Invoice</b>	<b>\$427.30</b>
	Finance Charge	\$0.00
	Payment	\$0.00
<b>Balance Due</b>		<b>\$427.30</b>

Federal Tax I.D.: 04-3392306      Terms: Net 30 days. 1.5% on unpaid balance.

PLEASE KEEP THIS PART FOR YOUR RECORDS.  
PLEASE FOLD OVER THIS PART AND RETURN THIS PART WITH PAYMENT.

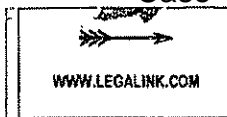
<b>Bill To:</b> Robert W. Busby, Esq. Milbank Tweed Hadley & McCloy International Square Building 1825 Eye Street, N.W. Suite 1100 Washington, DC 20006	<b>Deliver To:</b> Robert W. Busby, Esq. Milbank Tweed Hadley & McCloy International Square Building 1825 Eye Street, N.W. Suite 1100 Washington, DC 20006
---	--

**Rebill**

LEGALINK CORPORATION  
d/b/a Jones, Fritz & Sheehan  
210 South Street, 11th Floor  
Boston, MA 02111

Invoice #: 48096  
Inv. Date: 03/07/2002  
Balance: \$427.30  
Job #: 020227DLR  
Job Date: 02/27/2002  
DB Ref #: 11  
Date of Loss: 11  
Your File #: 11  
Your Client:

# EXHIBIT 8



LEGALINK d/b/a  
JONES, FRITZ & SHEEHAN  
210 South Street, 11th Floor  
Boston, MA 02111  
617-542-0039  
617-542-2119 fax

Job Date: 02/28/2002  
Order Date: 02/28/2002  
DB Ref.#:  
Date of Loss: / /  
Your File #:  
Your Client:

# Rebill

Rebill Date: 05/01/2002  
Invoice #: 48135  
Inv.Date: 03/08/2002  
Balance: \$334.90

Bill To:  
Robert W. Busby, Esq.  
Milbank Tweed Hadley & McCloy  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Action: Fisher-Price  
VS  
Safety 1st, Inc.  
Action #:  
Rep: DLR  
Cert:

Item	Proceeding/Witness	Description	Units	Quantity	Price	Amount
1	Alan Ferraro, Sr.	Original & 1 cc	Pages	64.00	\$3.84	\$246.40
2	Alan Ferraro, Sr.	1/2 Day Attendance	Session	1.00	\$75.00	\$75.00
3	Alan Ferraro, Sr.	Complimentary Min-U-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
4		UPS-Two day	Pkg	1.00	\$13.50	\$13.50
Comments: Original exhibits enclosed,  Your payment would be appreciated						Sub Total \$334.90 Tax \$0.00 Total Invoice \$334.90 Finance Charge \$0.00 Payment \$0.00 Balance Due \$334.90
Federal Tax I.D.: 04-3302308			Terms: Net 30 days. 1.5% on unpaid balance.			

Please KEEP THIS PART for YOUR RECORDS.

Please FOLD along TEAR MARK and RETURN THIS PART with PAYMENT.

Bill To:  
Robert W. Busby, Esq.  
Milbank Tweed Hadley & McCloy  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Deliver To:  
Robert W. Busby, Esq.  
Milbank Tweed Hadley & McCloy  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

# Rebill

LEGALINK CORPORATION  
d/b/a Jones, Fritz & Sheehan  
210 South Street, 11th Floor  
Boston, MA 02111

Invoice #: 48135  
Inv.Date: 03/08/2002  
Balance: \$334.90  
Job #: 020228DLR  
Job Date: 02/28/2002  
DB Ref.#:  
Date of Loss: / /  
Your File #:  
Your Client:

# EXHIBIT 9



WWW.LEGALINK.COM

LEGALINK d/b/a  
**JONES, FRITZ & SHEEHAN**  
 210 South Street, 11th Floor  
 Boston, MA 02111  
 617-542-0039  
 617-542-2119 fax

Job #: 020327JMD

Job Date: 03/27/2002

Order Date: 03/27/2002

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client:

# Invoice

Invoice #: 48941

Inv. Date: 04/03/2002

Balance: \$899.46

**Bill To:**

Robert W. Busby, Esq.  
 Milbank Tweed Hadley & McCloy  
 International Square Building  
 1825 Eye Street, N.W.  
 Suite 1100  
 Washington, DC 20006

**Action: Fisher-Price**

VS

Safety 1st, Inc.

Action #:

Rep: JMD

Cert:

Item	Proceeding/Witness	Description	Units	Quantity	Price	Amount
1	George L. Greenfield	Original & 1 cc - 25% expedite	Pages	153.00	\$4.82	\$737.46
2	George L. Greenfield	Attendance Charge	Session	1.00	\$125.00	\$125.00
3	George L. Greenfield	Complimentary Min-U-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
4		UPS-Next Day Delivery/Handling	Pkg	1.00	\$37.00	\$37.00
<b>Comments:</b> Original exhibits enclosed,  Thank you for your business.						Sub Total \$899.46 Shipping \$0.00 Tax \$0.00 <b>Total Invoice \$899.46</b> Payment \$0.00 <b>Balance Due \$899.46</b>
Federal Tax I.D.: 04-3302306			Terms: Net 30 days. 1.5% on unpaid balance.			

Please KEEP THIS PART for YOUR RECORDS.

Please FOLD then TEAR HERE and RETURN THIS PART with PAYMENT.

**Bill To:**

Robert W. Busby, Esq.  
 Milbank Tweed Hadley & McCloy  
 International Square Building  
 1825 Eye Street, N.W.  
 Suite 1100  
 Washington, DC 20006

# Invoice

**Deliver To:**

Robert W. Busby, Esq.  
 Milbank Tweed Hadley & McCloy  
 International Square Building  
 1825 Eye Street, N.W.  
 Suite 1100  
 Washington, DC 20006

Invoice #: 48941

Inv. Date: 04/03/2002

Balance: \$899.46

Job #: 020327JMD

Job Date: 03/27/2002

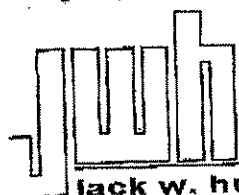
DB Ref. #:

Date of Loss: / /

Your File #:

LEGALINK CORPORATION  
 d/b/a Jones, Fritz & Sheehan  
 210 South Street, 11th Floor  
 Boston, MA 02111

# EXHIBIT 10



1420 Liberty Building  
Buffalo, New York 14202  
Phone (716) 853-5500  
Fax (716) 855-1028  
Toll Free (800) 4JW-HUNT

Jack w. hunt & associates, inc.

Job #: 020430JMM

Job Date: 04/30/2002

Order Date: 04/30/2002

DB Ref.:

Date of Loss: / /

Your File #:

Your Client: Fisher-Price, Inc.

# Invoice

Invoice #: 158576

Inv. Date: 05/09/2002

Balance: \$0.00

**Bill To:**

William E. Wallace, III, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Action: Fisher-Price, Inc.

VS

Safety 1st, Inc.

Action #: 01-051

Rep: JMM

Cert:

Washington, DC 20006			Cert:					
Item	Proceeding/Witness	Description	Units	Quantity	Price	Disc.	Amt	Amount
		Your Cost For One Copy	Pages	100	\$2.08		\$0.00	\$208.00
1	Julia Wilkins Favorito	ASCII Diskette	Disk	1.00	\$20.00		\$0.00	\$20.00
2	Julia Wilkins Favorito	Your Cost For One Copy	Pages	80	\$2.08		\$0.00	\$166.40
3	John Rhein	ASCII Diskette	Disk	1.00	\$20.00		\$0.00	\$20.00
4	John Rhein	Exhibit Photocopy	Copy	66.00	\$0.09		\$0.00	\$5.94
5		Shipping & Handling	Package	1.00	\$21.00		\$0.00	\$21.00
6		Shipping of boxes on 5/1	Package	1.00	\$81.00		\$0.00	\$81.00
7								
Comments:  Remember JWH for your Photocopying and Videotaping Needs					Sub Total		\$522.34	
					Shipping		\$0.00	
					Tax		\$0.00	
					Total Invoice		\$522.34	
					Payment		\$522.34	
Federal Tax I.D.: 16-1058272					Terms: Net 30 Days @ 1.5%		Balance Due	\$0.00

Please KEEP THIS PART for YOUR RECORDS.

Please FOLD then TEAR HERE and RETURN THIS PART with PAYMENT.

**Bill To:**

William E. Wallace, III, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

# Invoice

**Deliver To:**

William E. Wallace, III, Esq  
Milbank, Tweed, Hadley & McCloy, LLP  
International Square Building  
1825 Eye Street, N.W.  
Suite 1100  
Washington, DC 20006

Invoice #: 158576

Inv. Date: 05/09/2002

Balance: \$0.00

Job #: 020430JMM

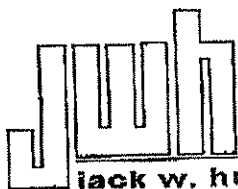
Job Date: 04/30/2002

DB Ref.:

Date of Loss: / /

Your File #:

Your Client: Fisher-Price, Inc.



1420 Liberty Building  
Buffalo, New York 14202  
Phone (716) 853-5500  
Fax (716) 855-1028  
Toll Free (800) 4JW-HUNT

Jack w. hunt & associates, inc.



# EXHIBIT 11



WWW.LEGALINK.COM

LEGALINK d/b/a  
**JONES, FRITZ & SHEEHAN**  
 210 South Street, 11th Floor  
 Boston, MA 02111  
 617-542-0039  
 617-542-2119 fax

Job #: 020507JMK

Job Date: 05/07/2002

Order Date: 05/07/2002

DB Ref. #:

Date of Loss: / /

Your File #:

Your Client:

# Invoice

Invoice #: 49969

Inv. Date: 05/13/2002

Balance: \$1,813.09

**Bill To:**

William D. Wallace, Esq.  
 Milbank Tweed Hadley & McCloy  
 International Square Building  
 1825 Eye Street, N.W.  
 Suite 1100  
 Washington, DC 20006

**Action: Fisher-Price**

VS

**Safety 1st, Inc.**

Action #:

Rep: JMK

Cert:

Item	Proceeding/Witness	Description	Units	Quantity	Price	Amount
1	Creighton G. Hoffman	Original & 1cc-Technical -35%	Pages	296.00	\$5.54	\$1,639.84
2	Creighton G. Hoffman	Attendance Charge	Session	1.00	\$125.00	\$125.00
3	Creighton G. Hoffman	Complimentary Min-U-Script/Diskette	Pkg	1.00	\$0.00	\$0.00
4		UPS-Next Day Delivery/Handling	Pkg	1.00	\$48.25	\$48.25
<b>Comments:</b>  Thank you for your business.						Sub Total \$1,813.09 Shipping \$0.00 Tax \$0.00 <b>Total Invoice \$1,813.09</b> Payment \$0.00 <b>Balance Due \$1,813.09</b>
Federal Tax I.D.: 04-3302306			Terms: Net 30 days. 1.5% on unpaid balance.			

Please KEEP THIS PART for YOUR RECORDS.

Please FOLD then TEAR HERE and RETURN THIS PART with PAYMENT.

# EXHIBIT 12

**INVOICE**



**WILCOX & FETZER LTD.**

1330 King Street  
Wilmington, DE 19801

**(302) 655-0477**

FAX (302) 655-0497



PLEASE REFERENCE THIS INVOICE  
NUMBER WHEN REMITTING

Christopher Guest, Esquire  
Milbank, Tweed Hadley & McCloy  
1825 Eye Street  
New York, NY 20006

DATE	01/16/2003
INVOICE NO.	44615
CLIENT	5574
JOB NO.	01-051 GMS

Re: Fisher-Price Safety 1st, Inc.  
Assignment Date: January 16, 2003

Deposition Of Creighton Hoffman Orig + Min-U-Script Expedited

71.0 Pages	599.03
	=====
Total Amount \$	599.03

**\*\*pay only 544.57 if paid within 30 days\*\***

(JP)

TERMS NET 30 DAYS  
WILCOX & FETZER, LTD.  
Please Make Checks Payable to:  
**WILCOX & FETZER, LTD.**  
Federal Tax ID# 51-0318885

# EXHIBIT 13



24/7 Worldwide Client Service

Corporate Headquarters  
747 Third Avenue - 28th Floor  
New York, NY 10017  
Phone: (877) 702-9580  
Fax: (212) 207-3311  
www.tsgreporting.com

**INVOICE**

DATE: 10/23/2006  
INVOICE # 091406-20147

**Bill To:** Katherine M. Scovin Esq.  
Milbank, Tweed, Hadley & McCloy LLP  
1850 K Street, N.W., Suite 1100  
Washington, DC 20006

**CASE:** Fisher-Price vs. Safety  
**DEPOSITION:** Mabardy, Joseph  
**DATE:** 9/14/2006  
**CITY:** Boston  
**STATE:** Massachusetts

**Comments or Special Instructions:** Original transcript sent to Robert Abrahamsen via UPS Overnight on 9/21/06.

REPORTER	VIDEOGRAPHER	SHIP VIA	TERMS
Kimberly Smith		UPS Overnight	net 30

DESCRIPTION	# OF PAGES / QTY	UNIT PRICE	AMOUNT
Original Transcript & 1 Copy	160	\$4.95	\$792.00
Original Transcript - Expedited Delivery	160	\$2.00	\$320.00
Rough ASCII	160	\$1.50	\$240.00
Reporter Appearance Fee / Session	2	\$45.00	\$90.00
Compressed / ASCII / Word Index	1	\$25.00	\$25.00
Exhibits - Hard Copy	201	\$0.25	\$50.25
SUBTOTAL			\$1,517.25
SHIPPING & HANDLING			\$40.82
TOTAL			\$1,558.07

Please make all checks payable to: **TSG Reporting, Inc.**

**Federal ID # 41-2085745**

For prompt payment processing, please include the invoice # with your check. All balances in arrears will be assessed a late fee of 1.5% per month, not to exceed the legal limit. If you have any questions, please call TSG.

**THANK YOU FOR YOUR BUSINESS!**

# EXHIBIT 14



LegalLink Boston  
320 Congress Street  
4th Floor  
Boston, MA 02210

tel (800) 822-3376  
tel (617) 542-0039  
fax (617) 542-2119  
www.legalink.com

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Jay I. Alexander, Esq.  
Milbank Tweed Hadley & McCloy  
International Square Building  
1825 Eye Street, N.W. Suite 1100  
Washington, DC 20006

# INVOICE

INVOICE NO.	INVOICE DATE	JOB NUMBER
12025493	12/27/2006	1205-71221
JOB DATE	REPORTER(S)	CASE NUMBER
10/13/2006	LDC	
CASE CAPTION		
Fisher Price vs. Safety 1st		
TERMS		
Immediate		

1 CERTIFIED COPY OF TRANSCRIPT OF:  
Mark Weppner

416.00

TOTAL DUE >>>>

416.00

\*\*Reporter's Jurat (Pursuant to Massachusetts Executive Order 455 (03-13), preparation, issuance and recording of notarized and certified document)  
LegalLink Boston now has a new payment address. Please send your payments to:  
LegalLink Boston  
PO Box 3739  
Boston, MA 02241-3739

RECEIVED  
JAN 08 2007

TAX ID NO.: 20-2665382

(202) 835-7500

Please detach bottom portion and return with payment



# EXHIBIT 15

Ringdahl, Judith

From: faxpat billing [fbilling@faxpat.com]  
Sent: Thursday, August 08, 2002 3:43 PM  
To: JRingdahl@milbank.com  
Subject: Faxpat: July 2002

=====

F A X P A T  
Please note our new address  
5350 SHAWNEE ROAD  
SUITE 110  
ALEXANDRIA, VA 22312  
1 800 445-9760  
703-916-1500

billing@faxpat.com

<http://www.faxpat.com>

I N V O I C E

Invoice Number: 605619  
Invoice Date: 2002-07-31  
Group Number: -2900  
Group Manager Number: FP23820  
Group Manager Login: 23820  
Group Manager Email: JRingdahl@milbank.com  
Delivery Name: Judy Ringdahl - A/P Manager  
Company: Milbank & Tweed

Address:

1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

PHONE: 202-835-7500  
FAX: 202-835-7586

CUSTOMER REFERENCE:

- 1) Statement of your account for the month of July 2002.  
If you need further assistance please contact us via email at: billing@faxpat.com
- 2) Reflects payments received through July 31, 2002
- 3) Please refer to your CUSTOMER NUMBER when making payment
- 4) MicroPatent has an online licensing exchange: the World Patent & Trademark Exchange - WPT-X. Go to <http://www.wpt-x.com> for more information.
- \*\*\*\*\*

Thank you for using Faxpat.

=====

Date	Type	Desc	Docket/Userdef	Price
ORDER NUMBER 502271 , Login 23820 , User Name/Attn to: Bob Busby				
2002-07-11	C1000	6247755	01-051-GMS	270.00
2002-07-11	SHIPPING	SHIPPING	Courier	12.95
Subtotal for ORDER NUMBER 502271				282.95

Date	Type	Desc	Docket/Userdef	Price
ORDER NUMBER 502269 , Login 23820 , User Name/Attn to: Bob Busby				
2002-07-19	C1000	5660435	01-051-GMS	270.00
2002-07-19	SHIPPING	SHIPPING	Courier	12.95
Subtotal for ORDER NUMBER 502269				282.95

Date	Type	Desc	Docket/Userdef	Price
ORDER NUMBER 502273 , Login 23820 , User Name/Attn to: Bob Busby				
2002-07-19	C1000	6257659	01-051-GMS	270.00
Subtotal for ORDER NUMBER 502273				270.00

Date	Type	Desc	Docket/Userdef	Price
ORDER NUMBER 502270 , Login 23820 , User Name/Attn to: Bob Busby				
2002-07-19	C1000	5947552	01-051-GMS	270.00
Subtotal for ORDER NUMBER 502270				270.00

Date	Type	Desc	Docket/Userdef	Price
ORDER NUMBER 508959 , Login 23820 , User Name/Attn to: Karen Hudson				
2002-07-26	E3000	5613912	3055406500	4.00
Subtotal for ORDER NUMBER 508959				4.00

SubTotal For All Orders Above :

1109.90

SUBTOTAL: 1109.90

BALANCE FORWARD: 0.00

AMOUNT DUE: 1109.90 Payment Due

TERMS: DUE ON RECEIPT  
All prices are in U.S. Dollars

\*\*\*\*\*  
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commercialization through MicroPatent's licensing exchange -  
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in PatSearch FullText. Call MicroPatent at 800.648.6787,  
+1.203.466.5055, or +44 (0) 20.7450.5102 for more  
information or email [rcheslock@micropat.com](mailto:rcheslock@micropat.com).  
\*\*\*\*\*

MILBANK, TWEED, HADLEY &amp; McCLOY

## VOUCHER ENTRY FORM

ACCOUNTING ONLY	CLIENT NAME <b>Fisher-Price</b>		DEPT. #
	CLIENT/MATTER # <b>36986-00100</b>		DATE <b>7/30/02</b>
INV. DATE	REQUESTED BY <b>Cynthia Lindsay</b>		ATTY/EMPL # <b>80034</b>
	PAYEE <b>Fax pat</b>		VENDOR # <b>30281</b>
INV. #	EXPLANATION	BILLING EXPENSE CODE	AMOUNT
	VOUCHERS	30-01	
	LOCAL TRAVEL	02-01	
PREF. BY	CAB FARES	03-01	
	TELEPHONE	04-01	
REVWD BY	TELEX	05-01	
	TELECOPY	05-02	
	OTHER TELECOM	05-03	
INPUT BY	MAIL	06-01	
	MESSENGER	06-02	
BATCH #	XEROX	07-02	
	BINDING	07-04	
	OVERTIME	08-01	
BATCH DATE	MEALS/ENT	10-01	
	OT MEALS INCDTL EXP	11-01	
	MISC.	18-01	
DATE DUE/PD.	OTHER BILLING EXPENSE CODE		
	12-03 OTHER WP PRINTING	33-01 CLOSING EXP	
	12-07 SEC. WP LABOR	34-01 DOC. RETRIEVAL/REPRO	
	12-08 OTHER WP LABOR	35-01 FEES	
CHECK # (IF MANUAL)	15-04 PROOFREAD	36-01 INCORP. COSTS	
	31-01 CERTIFICATES	37-01 SEARCHES	
	32-01 COURT/CLERICAL SVCS.	38-01 SVC OF PROCESS	
EXPLANATION		GENERAL LEDGER ACCOUNT CODE	AMOUNT
6,257,659 Cert. File history		34-01	270.00
6,247,755 Cert. File history			282.95
5,947,552 Cert. File history			270.00
5,660,435 Cert. File history			282.95
<input type="checkbox"/> MAIL <input type="checkbox"/> HAND		BILLING/GL TOTAL:	1,105.90
CHECK TO:		LESS CASH ADVANCE:	
ROOM #:		TOTAL (DUE/FROM) PAYEE:	1,105.90
EXT. #			
APPROVAL	TITLE		

## Faxpat/Optipat, Inc.

Shipping Date: 20020719

Order Number: 502270 Order Date: 20020607 Order Time: 10:39  
Customer # F23820 Docket: 01-051-GMS

Atten: Bob Busby Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

Voice#: 202-835-7500 Ext: Fax#: 202-835-7586  
Email: sbachman@milbank.com

### Order Log

### Customer Instructions (about this order)

### Order Summary: (notes to the customer)

1 certified file history w/no refs

BillType: M ShipType: C Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
C1000	5947552	1	18	270.00	270.00

Subtotal 270.00 Tax 0.00 Shipping/Handling 0.00

**Item Total: 270.00**

Please forward this document to your accounting department  
Payments should be made to:

Faxpat  
5350 Shawnee Road.  
Suite 110  
Alexandria, VA 22312

If you have any questions about this document, call (800) 445-9760 or (703) 916-1500

## Faxpat/Optipat, Inc.

Shipping Date: 20020711

Order Number: 502271 Order Date: 20020607 Order Time: 10:40

Customer # F23820 Docket: 01-051-GMS

Atten: Bob Busby Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

Voice#: 202-835-7500 Ext:      Fax#: 202-835-7586

Email: sbachman@milbank.com

Order Log                     

Customer Instructions (about this order)

Order Summary: (notes to the customer)

1 certified file history w/no refs

BillType: M ShipType: C Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
C1000	6247755	1	0	270.00	270.00

Subtotal 270.00 Tax 0.00 Shipping/Handling 12.95

**Item Total: 282.95**

Please forward this document to your accounting department  
Payments should be made to:

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Suite 110  
Alexandria, VA 22312

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## Faxpat/Optipat, Inc.

Shipping Date: 20020719

Order Number: 502273 Order Date: 20020607 Order Time: 10:40

Customer # F23820 Docket: 01-051-GMS

Atten: Bob Busby Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

Voice#: 202-835-7500 Ext:        Fax#: 202-835-7586

Email: sbachman@milbank.com

Order Log       

Customer Instructions (about this order)

### Order Summary: (notes to the customer)

1 certified file history w/no refs

BillType: M ShipType: C Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
C1000	6257659	1	0	270.00	270.00

Subtotal 270.00 Tax 0.00 Shipping/Handling 0.00

**Item Total: 270.00**

Please forward this document to your accounting department  
Payments should be made to:

Faxpat  
5350 Shawnee Road.  
Suite 110  
Alexandria, VA 22312

If you have any questions about this document, call (800) 445-9760 or (703) 916-1500

## Faxpat/Optipat, Inc.

Shipping Date: 20020719

Order Number: 502269 Order Date: 20020607 Order Time: 10:33  
Customer # F23820 Docket: 01-051-GMS

Atten: Bob Busby Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

Voice#: 202-835-7500 Ext: Fax#: 202-835-7586  
Email: sbachman@milbank.com

Order Log

Customer Instructions (about this order)

### Order Summary: (notes to the customer)

1 certified file history w/no refs

BillType: M ShipType: C Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
C1000	5660435	1	31	270.00	270.00

Subtotal 270.00 Tax 0.00 Shipping/Handling 12.95

**Item Total: 282.95**

Please forward this document to your accounting department  
Payments should be made to:

Faxpat  
5350 Shawnee Road.  
Suite 110  
Alexandria, VA 22312

If you have any questions about this document, call (800) 445-9760 or (703) 916-1500



MILBANK, TWEED, HADLEY &amp; McCLOY

## VOUCHER ENTRY FORM

ACCOUNTING ONLY	CLIENT NAME		DEPT. #
	CLIENT/MATTER # 30554-06500		DATE 8-19-02
INV. DATE	REQUESTED BY Karen L. Hudson		ATTY/EMPL # 1478
	PAYEE Faxpat		VENDOR #
INV. #	EXPLANATION	BILLING EXPENSE CODE	AMOUNT
PREP. BY	VOUCHERS	30-01	
	LOCAL TRAVEL	02-01	
	CAB FARES	03-01	
	TELEPHONE	04-01	
	TELEX	05-01	
REVWD BY	TELECOPY	05-02	
	OTHER TELECOM	05-03	
	MAIL	06-01	
INPUT BY	MESSENGER	06-02	
	XEROX	07-02	
BATCH #	BINDING	07-04	
	OVERTIME	09-01	
BATCH DATE	MEALS/ENT	10-01	
	OT MEALS INCOTL EXP	11-01	
DATE DUE/PD.	Re-establish Account	MISC. 18-01	4.00
	OTHER BILLING EXPENSE CODE		
CHECK # (IF MANUAL)	12-03 OTHER WP PRINTING	33-01 CLOSING EXP	
	12-07 SEC. WP LABOR	34-01 DOC. RETRIEVAL/REPRO	
	12-08 OTHER WP LABOR	35-01 FEES	
	15-04 PROOFREAD	36-01 INCORP. COSTS	
	31-01 CERTIFICATES	37-01 SEARCHES	
	32-01 COURT/CLERICAL SVCS.	38-01 SVC OF PROCESS	
EXPLANATION		GENERAL LEDGER ACCOUNT CODE	AMOUNT
		18-01	
<input type="checkbox"/> MAIL <input type="checkbox"/> HAND CHECK TO: _____ ROOM #: _____ EXT. # _____		BILLING/GL TOTAL: \$4.00 LESS CASH ADVANCE: _____ TOTAL (DUE/FROM) PAYEE: \$4.00	
APPROVAL		TITLE	

NTC VEF 10/88

**Ringdahl, Judith**

---

**From:** faxpat billing [fbilling@faxpat.com]  
**Sent:** Thursday, August 08, 2002 3:43 PM  
**To:** JRingdahl@milbank.com  
**Subject:** Faxpat: July 2002

=====

F A X P A T  
Please note our new address  
5350 SHAWNEE ROAD  
SUITE 110  
ALEXANDRIA, VA 22312  
1 800 445-9760  
703-916-1500

billing@faxpat.com

<http://www.faxpat.com>

I N V O I C E

Invoice Number: 605619  
Invoice Date: 2002-07-31

Group Number: -2900  
Group Manager Number: FP23820  
Group Manager Login: 23820  
Group Manager Email: JRingdahl@milbank.com  
Delivery Name: Judy Ringdahl - A/P Manager  
Company: Milbank & Tweed

Address:  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

PHONE: 202-835-7500  
FAX: 202-835-7586

CUSTOMER REFERENCE:

- 1) Statement of your account for the month of July 2002.  
If you need further assistance please contact us via email at: [billing@faxpat.com](mailto:billing@faxpat.com)
- 2) Reflects payments received through July 31, 2002
- 3) Please refer to your CUSTOMER NUMBER when making payment
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Thank you for using Faxpat.

=====

=====

ORDER NUMBER 502271 , Login 23820 , User Name/Attn to: Bob Busby

Date	Type	Desc	Docket/Userdef	Price
2002-07-11	C1000	6247755	01-051-GMS	270.00
2002-07-11	SHIPPING	SHIPPING	Courier	12.95
Subtotal for ORDER NUMBER 502271				282.95

ORDER NUMBER 502269 , Login 23820 , User Name/Attn to: Bob Busby

Date	Type	Desc	Docket/Userdef	Price
2002-07-19	C1000	5660435	01-051-GMS	270.00
2002-07-19	SHIPPING	SHIPPING	Courier	12.95
Subtotal for ORDER NUMBER 502269				282.95

ORDER NUMBER 502273 , Login 23820 , User Name/Attn to: Bob Busby

Date	Type	Desc	Docket/Userdef	Price
2002-07-19	C1000	6257659	01-051-GMS	270.00
Subtotal for ORDER NUMBER 502273				270.00

ORDER NUMBER 502270 , Login 23820 , User Name/Attn to: Bob Busby

Date	Type	Desc	Docket/Userdef	Price
2002-07-19	C1000	5947552	01-051-GMS	270.00
Subtotal for ORDER NUMBER 502270				270.00

ORDER NUMBER 508959 , Login 23820 , User Name/Attn to: Karen Hudson

Date	Type	Desc	Docket/Userdef	Price
2002-07-26	E3000	5613912	3055406500	4.00
Subtotal for ORDER NUMBER 508959				4.00

SubTotal For All Orders Above : 1109.90

SUBTOTAL: 1109.90

BALANCE FORWARD: 0.00

AMOUNT DUE: 1109.90 Payment Due

TERMS: DUE ON RECEIPT  
All prices are in U.S. Dollars

=====

\*\*\*\*\*  
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information or email [rcheslock@micropat.com](mailto:rcheslock@micropat.com).  
\*\*\*\*\*

# EXHIBIT 16

To: Faxpat customer - need email address  
From: billing@faxpat.com  
Subject: Faxpat: September 2001

0

F A X P A T

Please note our new address

5350 SHAWNEE ROAD  
SUITE 110  
ALEXANDRIA, VA 22312  
1 800 445-9760  
703-916-1500

billing@faxpat.com

<http://www.faxpat.com>

I N V O I C E

Invoice Number: 510707

Invoice Date: 2001-09-30

Group Number: -2900

Group Manager Number: FP23820-001

Group Manager Login: 23820-001

Group Manager Email: Faxpat customer - need email address

Company: MILBANK & TWEED(WASH,DC)

Address:

1825 I Street, N. W.

Suite 1100  
Washington D.C 20006  
USA

PHONE: 202 835 7500

FAX: F202 835 7586

CUSTOMER REFERENCE:

- 1) Statement of your account for the month  
of September 2001  
If you need further assistance please contact us via  
email at: [billing@faxpat.com](mailto:billing@faxpat.com)
- 2) Reflects payments received through  
September 30, 2001
- 3) Please refer to your CUSTOMER NUMBER when making payment
- 4) Wooltcott, a division of MicroPatent, offers professional searching and  
translation services. Call 800.463.8890 today and let us do the  
searching for you!

Thank you for using Faxpat.

ORDER NUMBER 468105 , Login 23820 , User Name/Attn to: Karen Hudson

Date	Type	Desc	Docket/Userdef	Price
2001-09-24	F1200	REference	36986-00100	126.00
2001-09-24	F1600	FOREign	36986-00100	84.00
2001-09-24	F1000	6257659	36986-00100	256.00
2001-09-24	SHIPPING	SHIPPING	36986-00100	12.95
2001-09-24	F1100	REferece	36986-00100	153.00
Subtotal for ORDER NUMBER 468105				631.95

ORDER NUMBER 468106 , Login 23820 , User Name/Attn to: Karen Hudson

Date	Type	Desc	Docket/Userdef	Price
2001-09-24	F1600	FOREign	36986-00100	37.00
2001-09-24	F1000	6247755	36986-00100	106.00
2001-09-24	F1100	REference	36986-00100	54.00
2001-09-24	F1200	REference	36986-00100	24.00
Subtotal for ORDER NUMBER 468106				221.00

SubTotal For All Orders Above : 852.95

SUBTOTAL: 852.95

BALANCE FORWARD: 1390.90

CURRENT MONTH PAYMENTS AND DEPOSITS :

Date	Invoice#	Credit#	Amount	Type	Description
2001-09-18	501401	4	1390.90	Payment	08/01 inv pd
SubTotal Curr Mo Pynt:			1390.90		

AMOUNT DUE: 852.95 Payment Due

TERMS: DUE ON RECEIPT  
All prices are in U.S. Dollars

@ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @ \* @

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# EXHIBIT 17

<a href="#">Login</a>	<a href="#">Shopping Cart</a>	<a href="#">Checkout</a>	<a href="#">Order Status</a>	<a href="#">Customer Profile</a>	<a href="#">Help</a>
U.S. Patent and Trademark Office					
Processing Time   Delivery Method   Delivery Destination   Order Summary   Submit Order					

**Shopper:** Cynthia Lindsay (IDON691731) **Order:** 676125

Your order 676125 was received by USPTO at 12/03/2002 02:05 PM.

The total cost is \$125.00 for this order.

Please print this page and use it as your receipt.

Order Item No	Item Name	Document ID	Qty Ordered	Qty Shipped
1	CERTIFIED PATENT-MAIL	05660435	1	0
2	CERTIFIED PATENT-MAIL	05947552	1	0
3	CERTIFIED PATENT-MAIL	06247755	1	0
4	CERTIFIED PATENT-MAIL	06257659	1	0
5	CERTIFIED PATENT-MAIL	D0431940	1	0

Prices are in U.S. Dollars.

### Shipping Information:

36986 - 00100

Please reimburse.

Thanks,

Bth

You:

This is your order confirmation. Please print this page and keep it as your receipt. You



# EXHIBIT 18

Ringdahl, Judith

---

From: faxpat billing [fbilling@faxpat.com]  
Sent: Tuesday, January 07, 2003 9:37 AM  
To: JRingdahl@milbank.com  
Subject: Faxpat: December 2002

=====

F A X P A T  
Please note our new address  
5350 SHAWNEE ROAD  
SUITE 110  
ALEXANDRIA, VA 22312  
1 800 445-9760  
703-916-1500

billing@faxpat.com

<http://www.faxpat.com>

I N V O I C E

Invoice Number: 633414  
Invoice Date: 2002-12-31

Group Number: -2900  
Group Manager Number: FP23820  
Group Manager Login: 23820  
Group Manager Email: JRingdahl@milbank.com

Delivery Name: Judy Ringdahl - A/P Manager  
Company: Milbank & Tweed  
1825 I Street N.W.  
Address Suite 1100  
Washington DC 20006  
USA

PHONE: 202-835-7500  
FAX: 202-835-7586

CUSTOMER REFERENCE:

- 1) Statement of your account for the month  
of December 2002.  
If you need further assistance please contact us via  
email at: [billing@faxpat.com](mailto:billing@faxpat.com)
- 2) Reflects payments received through  
December 31, 2002
- 3) Please refer to your CUSTOMER NUMBER when making payment

\* \* \* \* \*

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complete bibliographic database available. For more  
information call 800.648.6787 or 203.466.5055 in the United  
States, or +44 (0) 20.7450.5105 in Europe.

\* \* \* \* \*

Thank you for using Faxpat.

=====

ORDER NUMBER 644868 , Login 23820 , User Name/Attn to: Cynthia Lindsay  
 Date Type Desc Docket/Userdef Price  
 -----  
 2002-12-09 P2100 FR773113 36986.00100 15.00  
 -----  
 Subtotal for ORDER NUMBER 644868 15.00

ORDER NUMBER 644866 , Login 23820 , User Name/Attn to:  
 Date Type Desc Docket/Userdef Price  
 -----  
 2002-12-09 SHIPPING SHIPPING USPS Regular 1.83  
 2002-12-09 P2100 SU1645423 36986.00100 15.00  
 -----  
 Subtotal for ORDER NUMBER 644866 16.83

ORDER NUMBER 527065 , Login 23820 , User Name/Attn to: Cynthia Lindsay  
 Date Type Desc Docket/Userdef Price  
 -----  
 2002-12-12 F1000 6257659 36986.00100 45.00  
 2002-12-12 SHIPPING SHIPPING FedEx Overnight PM 13.05  
 -----  
 Subtotal for ORDER NUMBER 527065 58.05

ORDER NUMBER 644885 , Login 23820 , User Name/Attn to: Cynthia Lindsay  
 Date Type Desc Docket/Userdef Price  
 -----  
 2002-12-12 F1000 5947552 36986.00100 45.00  
 -----  
 Subtotal for ORDER NUMBER 644885 45.00

ORDER NUMBER 528315 , Login 23820 , User Name/Attn to: Cynthia Lindsay  
 Date Type Desc Docket/Userdef Price  
 -----  
 2002-12-18 P1000 5947552 36986.00100 3.00  
 2002-12-18 P1000 6257659 36986.00100 3.00  
 2002-12-18 P1000 D431940 36986.00100 3.00  
 2002-12-18 SHIPPING SHIPPING Courier 12.95  
 -----  
 Subtotal for ORDER NUMBER 528315 21.95

-----  
 SubTotal: 156.83

-----  
 SUBTOTAL: 156.83  
 BALANCE FORWARD: 0.00  
 AMOUNT DUE: 156.83 Payment Due

TERMS: DUE ON RECEIPT  
 All prices are in U.S. Dollars

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\*\*\*\*\*  
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1900's, with MicroPatent's Patent Index Database (MPI). To  
get started, contact MicroPatent sales at sales@micropat.com  
or eu@micropat.com, or call 800.648.6787 in the United  
States or +44 (0) 20.7450.5105 in Europe.

\* \* \* \* \*

## Faxpat/Optipat, Inc.

Shipping Date: 20021218

Order Number: 528315    Order Date: 20021218    Order Time: 16:54  
Customer # F23820    Docket: 36986.00100

Atten: Cynthia Lindsay    Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington    DC    20006  
USA

Voice#: 202-835-7529    Ext:    Fax#: 202-835-7586

Email:

Order Log:

Customer Instructions (about this order)

Order Summary: (notes to the customer)

Patents

BillType: M    ShipType: C    Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
P1000	D431940	1	0	3.00	3.00
P1000	6257659	1	0	3.00	3.00
P1000	5947552	1	18	3.00	3.00

Subtotal 9.00    Tax 0.00    Shipping/Handling 12.95

**Item Total: 21.95**

Please forward this document to your accounting department  
Payments should be made to:

Faxpat  
5350 Shawnee Road.  
Suite 110  
Alexandria, VA 22312

If you have any questions about this document, call (800) 445-9760 or (703) 916-1500

**Faxpat/Optipat, Inc.**Shipping Date: 20021209Order Number: 644868 Order Date: 20021206 Order Time: 16:47Customer # F23820 Docket: 36986.00100

Atten: Cynthia Lindsay Milbank & Tweed  
 1825 I Street N.W.  
 Suite 1100  
 Washington DC 20006  
 USA

Voice#: 202-835-7500 Ext:  Fax#: 202-835-7586Email: Clindsay@milbank.com**Shipping Info**Company: Milbank, Tweed, Hadley & McClAttention: Address1: 1825 I Street N.W.Address2: Suite 1100City: Washington, D.C.State: Zip: 20006Country: USAVoice#: Ext: Fax#: **Order Log****Customer Instructions (about this order)****Order Summary: (notes to the customer)**

Patent

BillType: MShipType: UOrder Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
P2100	FR773113	1	3	1.00	15.00

Subtotal 15.00 Tax 0.00 Shipping/Handling 0.00

**Item Total: 15.00**

## Faxpat/Optipat, Inc.

Shipping Date: 20021209

Order Number: 644866 Order Date: 20021206 Order Time: 16:42  
Customer # F23820 Docket: 36986.00100

Atten: Cynthia Lindsay Milbank & Tweed  
1825 I Street N.W.  
Suite 1100  
Washington DC 20006  
USA

Voice#: 202-835-7500 Ext: Fax#: 202-835-7586  
Email: clindsay@milbank.com

### Shipping Info

Company: Milbank, Tweed, Hadley & McCl Attention:  
Address1: 1825 I Street N.W.  
Address2: Suite 1100  
City: Washington, D.C. State: Zip: 20006  
Country: USA

Voice#: Ext: Fax#:

### Order Log

#### Customer Instructions (about this order)

#### Order Summary: (notes to the customer)

w/ FP644868

BillType: M ShipType: U Order Status: D

SvcType	Desc	Qty	Pgs	Cost	Total
P2100	EN910624	1	00	0.00	0.00
P2100	SU1645423	1	4	1.00	15.00

Subtotal 15.00 Tax 0.00 Shipping/Handling 1.83

Item Total: 16.83

**Faxpat/Optipat, Inc.**

Shipping Date: 20021212

Order Number: 527065 Order Date: 20021209 Order Time: 13:13

Customer # F23820 Docket: 36986.00100

Atten: Cynthia Lindsay Milbank & Tweed  
 1825 I Street N.W.  
 Suite 1100  
 Washington DC 20006  
 USA

Voice#: 202-835-7500 Ext: RY Fax#: 202-835-7586

Email: Clindsay@milbank.com

**Shipping Info**

Company: Milbank Tweed Attention: Cynthia Lindsay

Address1: 1825 I Street N.W.

Address2: Suite 1100

City: Washington State: D.C. Zip: 20006

Country:

Voice#: Ext: Fax:

Order Log

**Customer Instructions (about this order)**

I need the file history for U.S. Patent 5,947,552- only documents  
 after 3/25/99 (Doc. 15) and File History for U.S. Patent  
 6,257,659 only documents after 4/5/01 (Doc 17)

**Order Summary: (notes to the customer)**

BillType: M ShipType: P Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
F1000	6257659	1	23	1.00	45.00

Subtotal 45.00 Tax 0.00 Shipping/Handling 13.05

**Item Total: 58.05**

Please forward this document to your accounting department



**Faxpat/Optipat, Inc.**

Shipping Date: 20021212

Order Number: 644885 Order Date: 20021209 Order Time: 12:33

Customer # F23820 Docket: 36986.00100

Atten: Cynthia Lindsay Milbank & Tweed  
 1825 I Street N.W.  
 Suite 1100  
 Washington DC 20006  
 USA

Voice#: 202-835-7500 Ext: RY Fax#: 202-835-7586

Email: Clindsay@milbank.com

**Shipping Info**

Company: Milbank Tweed Attention: Cynthia Lindsay

Address1: 1825 I Street N.W.

Address2: Suite 1100

City: Washington State: D.C. Zip: 20006

Country: USA

Voice#: Ext: Fax:

Order Log:

**Customer Instructions (about this order)**

I need the file history for U.S. Patent 5,947,552- only documents  
 after 3/25/99 (Doc. 15) and File History for U.S. Patent  
 6,257,659 only documents after 4/5/01 (Doc 17)

**Order Summary: (notes to the customer)**

BillType: M ShipType: P Order Status: D

Svctype	Desc	Qty	Pgs	Cost	Total
F1000	5947552	1	25	1.00	45.00

Subtotal 45.00 Tax 0.00 Shipping/Handling 0.00

**Item Total: 45.00**

Please forward this document to your accounting department

# EXHIBIT 19

Document Title

Page 1 of 1

**Patent Imaging Corporation***Patent Reference and Scientific Information Service*

(703) 553-0000

(703) 418-1520 Facsimile

2001 Jefferson Davis Highway

Crystal Plaza One, Suite 600

Arlington, Virginia 22202

Patent Bank (800) 922-3766

[www.patentimaging.com](http://www.patentimaging.com)

Monday, January 31, 2005

MILBANK TWEED HADLEY & MCCLOY  
1825 I STREET, NW  
WASHINGTON, DC 20004**STATEMENT - ALL DOCKETS**

<u>User ID</u>	<u>Date</u>	<u>Document</u>	<u>Type</u>	<u>Pages</u>	<u>Delivery</u>	<u>Docket</u>	<u>Debit \$</u>
ALEX001	01/26/05	US-6771034-FH	Wrapper	206	Download	36986-00300	-154.50
ALEX001	01/28/05	US-20020121395-PA	Patent	21	Download	36986-00300	-3.00
Total Charges:							-157.50
N/A	01/26/05	CREDIT CARD ADVANCE		CREDIT CARD ADVANCE			1,000.00
Total Charges:							1,000.00

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 3, 2008, I electronically filed **DECLARATION OF PEPIN A. TUMA SUPPLEMENTING DOCUMENTATION OF PLAINTIFF'S BILL OF COSTS AT REQUEST OF DEFENDANTS IN THEIR OBJECTION THERETO** with the Clerk of Court using CM/ECF which will send notification of such filing(s) to Frederick L. Cottrell, III.

I hereby further certify that on July 3, 2008, I have also served the document(s) on the following attorneys of record via e-mail:

Frederick L. Cottrell, III  
Anne Shea Gaza  
Richards Layton & Finger  
One Rodney Square  
P.O. Box 551  
Wilmington, DE 19899-0551

James J. Foster  
Wolf, Greenfield & Sacks, P.C.  
600 Atlantic Avenue  
Boston, Massachusetts 02210

By:   
Patricia Smink Rogowski (DE Bar #2632)  
Connolly Bove Lodge & Hutz LLP  
P.O. Box 2207  
1007 N. Orange Street  
Wilmington, DE 19899  
(302) 658-9141  
progowski@cblh.com